

FORM PTO-1390 (REV. 5/93)		U.S. Department of Commerce Patent and Trademark Office		Attorney's Docket Number 117-231	
<div style="position: relative; height: 40px;"> 21 Rec'd PCT APR 1997 </div>				U.S. Application No. (If known, see 37 C.F.R. 1.5) 08776,350 #3	
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371					
International Application No. PCT/GB95/01791		International Filing Date 28 July 1995		Priority Date Claimed 29 July 1994	
Title of Invention TREATMENT OF CANCER USING HSV MUTANT					
Applicant(s) For DO/EO/US MACLEAN et al					
<p>Applicant herewith submits to the United States Designed/Elected Office (DO/EO/US) the following items and other information:</p> <ol style="list-style-type: none"> 1. <input type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1). 4. <input type="checkbox"/> A proper Demand for International preliminary Examination was made by the 19th month from the earliest claimed priority date. 5. A copy of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau). b. <input type="checkbox"/> has been transmitted by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> A translation of the International Application into English (35 U.S.C. 371 (c)(2)). 7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)). <ol style="list-style-type: none"> a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau). b. <input type="checkbox"/> have been transmitted by the International Bureau c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). 11. The above checked items are being transmitted: <ol style="list-style-type: none"> a. <input type="checkbox"/> before the 18th month publication. b. <input type="checkbox"/> after publication and the Article 20 communication but before 20 months from the priority date. c. <input type="checkbox"/> after 20 months. d. <input type="checkbox"/> by 30 months and a proper demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date. e. <input type="checkbox"/> after 30 months. <p style="margin-left: 40px;">Note: Petition to revive (37 CFR 1.137(a) or (b)) is necessary if 35 U.S.C. 371 requirements submitted (1) after 20 months and no proper demand for International Preliminary Examination was made by 19 months from the earliest claimed priority date, or (2) after 30 months and a proper demand for International preliminary Examination was made by 19 months from the earliest claimed priority date.</p> 12. At the time of transmittal, the time limit for amending claims under Article 19 <ol style="list-style-type: none"> a. <input type="checkbox"/> has expired and no amendments were made. b. <input type="checkbox"/> has not yet expired. 13. <input checked="" type="checkbox"/> Certain requirements under 35 U.S.C. 371 were previously submitted by the applicant on <u>January 28, 1997</u>, namely: Application papers, Preliminary Amendment, Information Disclosure Statement, International Search Report and filing fees <p>Items 14. to 19. below concern other document(s) or information included:</p> <ol style="list-style-type: none"> 14. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 15. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 16. <input type="checkbox"/> A FIRST preliminary amendment. <li style="padding-left: 20px;"><input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 17. <input type="checkbox"/> A substitute specification. 18. <input type="checkbox"/> A change of power of attorney and/or address letter. 					

19. <input checked="" type="checkbox"/> Other items or information: Form PCT/DO/EO 905 (Notification of Missing Requirements...)									
20. <input type="checkbox"/> The following fees are submitted:							CALCULATIONS		PTO USE ONLY
BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)): -- Search Report has been prepared by the EPO or JPO \$910.00 -- International preliminary examination fee paid to USPTO (37 CFR 1.492)..... \$700.00 -- No international preliminary examination fee paid to USPTO (37 CFR 1.492) but international search fee paid to USPTO (37 CFR 1.445 (a)(2))..... \$770.00 -- Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$1,040.00 -- International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provision of PCT Article 33(1) to (4) \$96.00									
ENTER APPROPRIATE BASIC FEE AMOUNT =							\$		
Surcharge of \$130.00 for furnishing the National fee or oath or declaration later than [] 20 [] 30 mos. from the earliest claimed priority date (37 CFR 1.492(e)).							\$		
CLAIMS		NUMBER FILED		NUMBER EXTRA		RATE			
Total Claims			- 20 =	0		X	\$22.00	\$	0.00
Independent Claims			- 3 =	0		X	\$80.00	\$	0.00
Multiple Dependent Claim(s) (if applicable)						+ \$260.00		\$	
Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110/1 month; \$390/2 months; \$930/3 months)							\$		
TOTAL OF ABOVE CALCULATIONS =							\$	0.00	
Reduction by 1/2 for filing by small entity, if applicable. Affidavit must be filed also. (Note 37 CFR 1.9, 1.27, 1.28).							\$		
SUBTOTAL =							\$	0.00	
Processing fee of \$130.00, for furnishing the English Translation later than [] 20 [] 30 mos. from the earliest claimed priority date (37 CFR 1.492(f)).							\$		
TOTAL NATIONAL FEE =							\$	0.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +							\$		
Fee for Petition to Revive Unintentionally Abandoned Application= \$1,290-- Small Entity Fee= 645.00							\$		
TOTAL FEES ENCLOSED =							\$	0.00	
							Amount to be refunded	\$	
							Charged	\$	
a. <input checked="" type="checkbox"/> A check in the amount of.....\$ 0.00 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. 14-1140 in the amount of \$ to cover the above fees. A duplicate copy of this form is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-1140. A duplicate copy of this form is enclosed.									
SEND ALL CORRESPONDENCE TO:							Signature		
NIXON & VANDERHYTE P.C. 1100 North Glebe Road, 8th Floor Arlington, Virginia 22201 Telephone: 703-816-4000							Arthur R. Crawford		
							Name		
							25,327		
							April 18, 1997		
							Registration Number		
							Date		